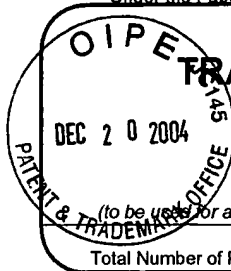


JPW \$ 1615

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031  
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# TRANSMITTAL FORM

Application Number	09/218,213
Filing Date	December 22, 1998
First Named Inventor	Ernest G. Schutt et al.
Art Unit	1615
Examiner Name	Susan Tran
Attorney Docket Number	0055.00

Total Number of Pages in This Submission

## ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 48 Cited References
Remarks		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	NEKTAR THERAPEUTICS		
Signature			
Printed name	Guy V. Tucker		
Date	01 DEC 2004	Reg. No.	45,302

## CERTIFICATE OF TRANSMISSION/MAILING

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Signature			
Typed or printed name	Minna Cotter	Date	02 DEC 04

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Ernest G. Schutt et al.

Atty. Docket No.: 0055.00

Examiner: Susan Tran

Application No.: 09/218,213

Group Art Unit: 1615

Filed: December 22, 1998

Title: STABILIZED PREPARATIONS FOR  
USE IN NEBULIZERS

CERTIFICATE OF MAILING

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Signed: Maria Cotter

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

UNDER 37 CFR §1.56, §1.97 and §1.98

Assistant Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

The references listed in the attached Forms PTO/SB/08A and B may be material to examination of the above-identified patent application. Applicants submit these references in compliance with their duty of disclosure pursuant to 37 CFR §§1.56, 1.97, and 1.98. The Examiner is requested to make these citations of official record in this application.

This Information Disclosure Statement is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that these references indeed constitute prior art.

Copies of the references are enclosed, as required under 37 CFR §§1.98.

This Information Disclosure Statement is being timely filed under 37 CFR §§1.97 and is being filed:

Attorney Docket No. 0055.00

09218213  
00000026 500348  
12/22/2004 ZJUHR1  
01 FC:1806  
180.00 DA

☐ within three months of the filing date of a national application; within three months of the date of entry of the national stage as set forth in section 1.491 in an international application; or before the mailing date of a first Office action on the merits (whichever event occurs last);

☒ more than three months from the filing date of an application and after the mailing date of a first Office action on the merits, but before the mailing date of either a final action under section 1.113 or a notice of allowance under section 1.311 (whichever occurs first), and is accompanied by:

☒ the fee set forth in 37 CFR 1.17(p) for submission of an information disclosure statement under §1.97(c) (\$180.00)

☒ Please charge the amount of \$180.00 to Deposit Account 500348

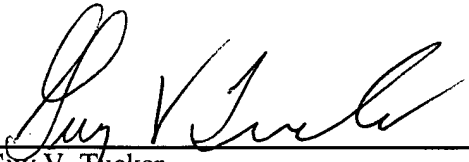
☒ If it is determined that any additional fees are due, the Commissioner is hereby authorized to charge such fees to Deposit Account 500348.

Respectfully submitted,

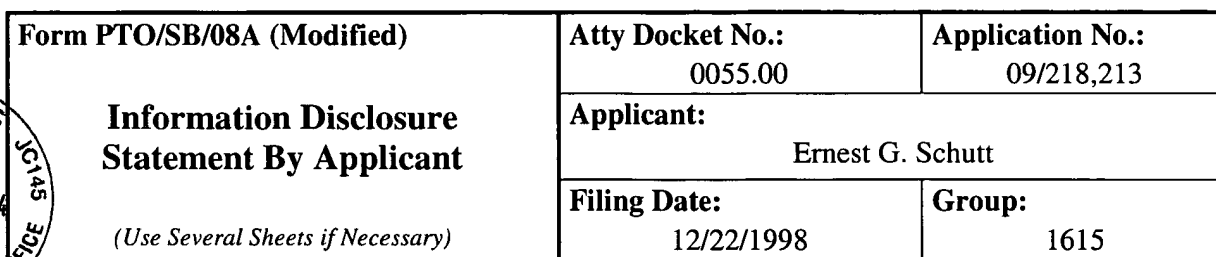
NEKTAR THERAPEUTICS

Dated: 01 DEC 2004

By:

  
\_\_\_\_\_  
Guy V. Tucker  
Reg. No. 45,302

San Carlos, CA 94070  
(650) 631-3100

[illegible]

<b>Examiner:</b>	<b>Date Considered:</b>
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Pg. 1 of 3

<b>Form PTO/SB/08A (Modified)</b>  <b>Information Disclosure Statement By Applicant</b>  <i>(Use Several Sheets if Necessary)</i>	<b>Atty Docket No.:</b> 0055.00	<b>Application No.:</b> 09/218,213
	<b>Applicant:</b> Ernest G. Schutt	
	<b>Filing Date:</b> 12/22/1998	<b>Group:</b> 1615

**Foreign Patent or Published Foreign Patent Application**

Examiner Initial	No.	Document No.	Publication Date	Country or Patent Office	Class	Sub- class	Translation Yes No	
		37 13 326	10/29/1987	DE				
		0 072 046	02/16/1983	EP				
		0 274 431	07/13/1988	EP				
		0 433 679	06/26/1991	EP				
		0 611 567	08/24/1994	EP				
		0 663 840	07/26/1995	EP				
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		98/51282	11/19/1998	WO				
		99/16419	04/08/1999	WO				
		99/16422	04/08/1999	WO				

<b>Examiner:</b>	<b>Date Considered:</b>
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Examiner: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

